

Attorney Docket No.: 04873-031003

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE FAX COPY RECEIVED

Applicant : Jerome Swartz

Art Unit : 2876

Serial No. : 09/706,112

Examiner : Unknown

JAN 24 2002

Filed : November 3, 2000

TECHNOLOGY CENTER 2800

Title : METHOD AND APPARATUS FOR READING AND WRITING INDICIA  
SUCH AS BAR CODES USING A SCANNED LASER BEAMCommissioner for Patents  
Washington, D.C. 20231**TERMINAL DISCLAIMER UNDER 37 CFR §§3.73(b) AND 1.321(b)**

Pursuant to 37 CFR §3.73(b), Symbol Technologies, Inc., certifies that it is the assignee of the entire right, title, and interest in the above application by virtue of an assignment from the inventors of the patent application identified above. The assignment was recorded in the Patent and Trademark Office at Reel, 6519 Frame 0237 on March 26, 1993, also certifies that it is the assignee of U.S. Patent No. 5,825,402.

The undersigned has reviewed all the documents in the chain of title of the above-identified application and to the best of undersigned's knowledge and belief, title is in

The undersigned is empowered to act on behalf of the assignee.

Pursuant to 37 CFR §1.321(b), and to obviate a double patenting rejection, hereby waives and disclaims the terminal portion of the term of the entire patent to be granted upon the above identified application subsequent to the expiration date of U.S. Patent No. 5,825,402. Further, any patent granted on the above identified application shall be enforceable only for and during such period that said patent is commonly owned with U.S. Patent No. 5,825,402.

Symbol Technologies, Inc. does not disclaim any terminal part of any patent granted on the above identified application prior to the expiration date of the full statutory term of U.S. Patent No. 5,825,402 in the event that it later: expires for failure to pay a maintenance fee, is

## CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, Washington, D.C. 20231.

November 19, 2001  
Date of DepositLisa G. Gray  
SignatureLisa G. Gray  
Typed or Printed Name of Person Signing Certificate

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held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR §1.321, has all claims cancelled by a reexamination certificate, or is otherwise terminated prior to expiration of its statutory term, except for the separation of legal title as stated above.

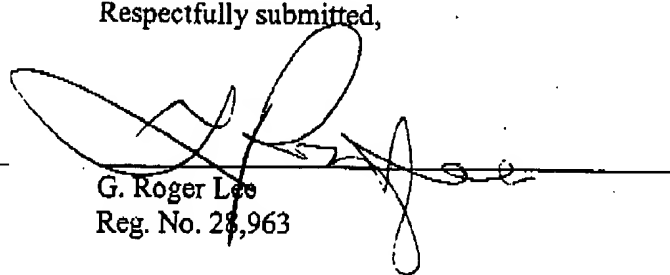
This disclaimer runs with any patent granted on the above application and is binding upon the grantee, its successors or assigns.

Please charge any additional fees, or make any credits, to Deposit Account No. 06-1050, referencing Attorney Docket No. 04873-031003.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Respectfully submitted,

Date: 11/19/01

  
G. Roger Lee  
Reg. No. 28,963

Fish & Richardson P.C.  
225 Franklin Street  
Boston, Massachusetts 02110-2804  
Telephone: (617) 542-5070  
Facsimile: (617) 542-8906

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